

**SENATE JOURNAL
63RD LEGISLATURE
SEVENTY-THIRD LEGISLATIVE DAY**

Helena, Montana
April 8, 2013

Senate Chambers
State Capitol

Senate convened at 1:03 p.m. President Essmann presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Buttrey, Chair):

4/8/2013

Correctly printed: **SJR 23, HB 19, HB 30, HB 61, HB 100, HB 157, HB 171, HB 188, HB 208, HB 233, HB 239, HB 265, HB 281, HB 286, HB 301, HB 310, HB 336, HB 345, HB 410, HB 431, HB 433, HB 442, HB 450, HB 464, HB 473, HB 477, HB 494, HB 497, HB 499, HB 544, HB 560.**

Correctly engrossed: **HB 478.**

Correctly enrolled: **SB 43, SB 154, SB 346.**

Transmitted to the House: **SB 401, HB 30, HB 61, HB 100, HB 120, HB 157, HB 171, HB 182, HB 188, HB 233, HB 239, HB 258, HB 265, HB 281, HB 286, HB 301, HB 310, HB 345, HB 396, HB 410, HB 431, HB 433, HB 442, HB 446, HB 450, HB 464, HB 473, HB 477, HB 494, HB 497, HB 499, HB 544, HB 560.**

COMMUNICATIONS AND PETITIONS

Senator Moore rose on a point of personal privilege with a remembrance of former British Prime Minister Margaret Thatcher who died earlier today.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Murphy, Chair):

4/4/2013

HB 478, be amended as follows:

1. Title, page 1, line 7 through line 10.
Strike: line 7 through "APPROPRIATION;" on line 9
Strike: "17-7-502, " on line 10
2. Page 1, line 16 through page 2, line 24.
Strike: section 1 in its entirety
Renumber: subsequent sections
3. Page 5, line 15.

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Strike: "4"

Insert: "3"

4. Page 8, line 28 through page 11, line 4.

Strike: section 9 through section 11 in their entirety

Renumber: subsequent sections

5. Page 11, line 11.

Strike: "4"

Insert: "3"

Strike: "5"

Insert: "4"

6. Page 13, line 3.

Strike: "4"

Insert: "3"

7. Page 13, line 5.

Strike: "5"

Insert: "4"

8. Page 15, line 7.

Strike: "4"

Insert: "3"

Strike: "5"

Insert: "4"

9. Page 16, line 4.

Strike: "4"

Insert: "3"

10. Page 16, line 5.

Strike: "5"

Insert: "4"

11. Page 17, line 25.

Strike: "4"

Insert: "3"

Strike: "5"

Insert: "4"

12. Page 18, line 9.

Strike: "4"

Insert: "3"

Strike: "5"

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Insert: "4"

13. Page 18, line 17.

Strike: "4"

Insert: "3"

Strike: "5"

Insert: "4"

14. Page 20, line 5.

Strike: "4"

Insert: "3"

Strike: "5"

Insert: "4"

15. Page 20, line 25.

Strike: "4"

Insert: "3"

Strike: "5"

Insert: "4"

16. Page 22, line 19.

Strike: "4"

Insert: "3"

Strike: "5"

Insert: "4"

17. Page 23, line 16.

Strike: "4"

Insert: "3"

18. Page 23, line 17.

Strike: "5"

Insert: "4"

19. Page 24, line 7.

Strike: "4"

Insert: "3"

Strike: "5"

Insert: "4"

20. Page 24, line 27.

Strike: "4" through "11"

Insert: "3 and 4"

21. Page 24, line 29.

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Strike: "4" through "11"

Insert: "3 and 4"

And, as amended, be concurred in. Report adopted.

MOTIONS

Senator Larsen rose on a point of personal privilege.

Senator Larsen moved to change his second-reading vote on **HB 188** from Yes to No. Without objection, so ordered. (Vote change reflected in journal for previous legislative day.)

Senator Wittich announced the final committee report on **HB 478** contained an error and moved that **HB 478** be removed from today's agenda and rescheduled once a correct committee report is produced. Without objection, so ordered.

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolutions were introduced, read first time, and referred to committees:

SJR 30, introduced by Tutvedt, referred to Taxation.

SJR 31, introduced by Phillips, referred to Natural Resources.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 62, introduced by Arntzen (by request of the Senate Highways and Transportation Standing Committee), referred to Highways and Transportation.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Senator Jent excused at this time.

HB 61 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Boulanger, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Sales, Sesso, Sonju, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Walker, Wanzenried, Webb, Mr. President.

Total 40

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Nays: Barrett Debby, Brenden, Moore, Ripley, Rosendale, Taylor, Vuckovich, Windy Boy, Wittich.
Total 9

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

HB 100 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 40

Nays: Barrett Dick, Blewett, Malek, Phillips, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 9

Absent or not voting: None.
Total 0

Excused: Jent.
Total 1

Senator Jent present at this time.

HB 171 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 21

Absent or not voting: None.
Total 0

Excused: None.

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Total 0

HB 188 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Fielder, Jackson, Keane, Moore, Murphy, Olson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Webb, Mr. President.

Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Peterson, Phillips, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Windy Boy, Wittich.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 233 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 46

Nays: Murphy, Sales, Vincent, Walker.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 239 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.

Total 28

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Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 22

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 258 concurred in as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.

Total 44

Nays: Arntzen, D. Brown, T. Brown, Sales, Sonju, Wittich.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 286 concurred in as follows:

Yeas: Augare, Barrett Dick, Blewett, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Peterson, Phillips, Sesso, Stewart-Peregoy, Thomas, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Wittich.

Total 28

Nays: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Fielder, Jackson, Moore, Olson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Tutvedt, Vincent, Walker, Webb, Mr. President.

Total 22

Absent or not voting: None.

Total 0

Excused: None.

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Total 0

HB 301 concurred in as follows:

Yeas: Arntzen, Barrett Debby, Barrett Dick, Blewett, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy, Wittich, Mr. President.

Total 38

Nays: Arthun, Augare, Boulanger, D. Brown, Fielder, Jackson, Keane, Priest, Sales, Sonju, Vincent, Webb.

Total 12

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 310 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Walker, Webb, Wittich, Mr. President.

Total 38

Nays: Augare, Barrett Dick, Blewett, Kaufmann, Larsen, Malek, Phillips, Stewart-Peregoy, Tropila, Vuckovich, Wanzenried, Windy Boy.

Total 12

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 431 concurred in as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Facey, Fielder, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Peterson, Phillips, Sales, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Webb, Windy Boy, Wittich, Mr. President.

Total 40

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Nays: Arthun, Driscoll, Hamlett, Olson, Priest, Ripley, Rosendale, Sonju, Walker, Wanzenried.
Total 10

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 450 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 30

Nays: Augare, Barrett Dick, Blewett, D. Brown, Driscoll, Facey, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Murphy, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 464 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Webb, Windy Boy, Mr. President.
Total 45

Nays: D. Brown, Moore, Sales, Walker, Wittich.
Total 5

Absent or not voting: None.
Total 0

Excused: None.
Total 0

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HB 473 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tropila, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 31

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Van Dyk, Vuckovich, Wanzenried.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 544 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Facey, Fielder, Jackson, Jergeson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tropila, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 32

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Hamlett, Jent, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 18

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 182 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 32

Nays: Augare, Barrett Dick, Blewett, Caferro, Facey, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Wanzenried.

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Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 477 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Webb, Windy Boy, Mr. President.

Total 41

Nays: Augare, Blewett, Driscoll, Keane, Larsen, Stewart-Peregoy, Van Dyk, Wanzenried, Wittich.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 396 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jergeson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Webb, Wittich, Mr. President.

Total 32

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jent, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Windy Boy.

Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 157 concurred in as follows:

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Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Wittich, Mr. President.

Total 45

Nays: Augare, Blewett, Keane, Stewart-Peregoy, Windy Boy.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 442 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jergeson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.

Total 41

Nays: Augare, Barrett Dick, Blewett, D. Brown, Jent, Kaufmann, Malek, Stewart-Peregoy, Wanzenried.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 494 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 46

Nays: Caferro, Kaufmann, Malek, Stewart-Peregoy.

Total 4

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Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 208 failed (due to 2/3 vote requirement) as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jergeson, Jones, Lewis, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.

Total 30

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jent, Kaufmann, Keane, Larsen, Malek, Moore, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 20

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 345 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 433 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D.

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Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 49

Nays: Kaufmann.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 497 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Lewis, Malek, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.

Total 33

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Kaufmann, Keane, Larsen, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 446 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.

Total 30

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 20

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Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 499 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Lewis, Moore, Murphy, Olson, Peterson, Priest, Rosendale, Sales, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich.

Total 41

Nays: Brenden, Keane, Larsen, Malek, Phillips, Ripley, Sesso, Sonju, Mr. President.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 281 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.

Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 30 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder,

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Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 21

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 410 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Malek, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 30

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 120 concurred in as follows:

Yeas: Arthun, Augare, Barrett Dick, T. Brown, Buttrey, Caferro, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Lewis, Malek, Murphy, Peterson, Priest, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Wittich, Mr. President.
Total 26

Nays: Arntzen, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, Driscoll, Jackson, Keane, Larsen, Moore, Olson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Vincent, Walker, Webb, Windy Boy.
Total 24

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Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 265 concurred in as follows:

Yeas: Arthun, Barrett Debby, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Taylor, Thomas, Tutvedt, Walker, Webb, Wittich, Mr. President.

Total 26

Nays: Arntzen, Augare, Barrett Dick, Blewett, Boulanger, Caferro, Driscoll, Facey, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Sonju, Stewart-Peregoy, Tropila, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy.

Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 560 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Wittich, Mr. President.

Total 41

Nays: Boulanger, Brenden, Fielder, Moore, Ripley, Sales, Sonju, Vincent, Windy Boy.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 401 passed as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, D. Brown, T. Brown, Buttrey,

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Caferro, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sonju, Taylor, Thomas, Tropila, Vincent, Walker, Wanzenried.

Total 32

Nays: Augare, Blewett, Brenden, Driscoll, Kaufmann, Keane, Moore, Ripley, Sales, Sesso, Stewart-Peregoy, Tutvedt, Van Dyk, Vuckovich, Webb, Windy Boy, Wittich, Mr. President.

Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator T. Brown in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Senator Peterson excused at this time.

HB 344 - Senator F. Moore moved **HB 344** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 415 - Senator Facey moved **HB 415** be concurred in. Motion **failed** as follows:

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Yeas: Barrett Dick, T. Brown, Buttrey, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Malek, Phillips, Ripley, Sesso, Tropila, Tutvedt, Van Dyk, Wanzenried.
Total 19

Nays: Arntzen, Arthun, Augare, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, Caferro, Driscoll, Fielder, Keane, Lewis, Moore, Murphy, Olson, Priest, Rosendale, Sales, Sonju, Stewart-Peregoy, Taylor, Thomas, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 30

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

HB 415 - Senator Wittich moved **HB 415** be **indefinitely postponed**. Motion carried as follows:

Yeas: Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Fielder, Jones, Lewis, Moore, Murphy, Olson, Priest, Ripley, Rosendale, Sales, Sonju, Stewart-Peregoy, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 25

Nays: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Taylor, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 24

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

HB 259 - Senator Arntzen moved **HB 259** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 47

Nays: Ripley, Sales.

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Total 2

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

SJR 24 - Senator Buttrey moved **SJR 24** do pass. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 47

Nays: Fielder, Vincent.

Total 2

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HJR 14 - Senator Windy Boy moved **HJR 14** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Webb, Windy Boy, Mr. President.

Total 44

Nays: Boulanger, Facey, Sonju, Walker, Wittich.

Total 5

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 9 - Senator Ripley moved **HB 9** be concurred in. Motion carried as follows:

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Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Phillips, Priest, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 34

Nays: Arthun, Boulanger, Fielder, Jackson, Moore, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.

Total 15

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 97 - Senator Walker moved consideration of **HB 97** be placed at the bottom of the second reading board for the purpose of amendment. Without objection, so ordered.

HB 336 - Senator Olson moved **HB 336** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 48

Nays: Sales.

Total 1

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 147 - Senator Thomas moved **HB 147** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 47

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Nays: Blewett, Stewart-Peregoy.

Total 2

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 522 - Senator Rosendale moved **HB 522** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Vincent, Walker, Wanzenried, Webb, Wittich, Mr. President.

Total 37

Nays: Augare, Buttrey, Caferro, Facey, Keane, Malek, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Windy Boy.

Total 12

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 403 - Senator Murphy moved **HB 403** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich.

Total 47

Nays: Moore, Mr. President.

Total 2

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

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SJR 22 - Senator Jent moved **SJR 22** do pass. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Phillips, Priest, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.

Total 37

Nays: Boulanger, Brenden, Fielder, Jackson, Moore, Ripley, Rosendale, Sales, Sonju, Vincent, Webb, Wittich.

Total 12

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 546 - Senator Buttrey moved **HB 546** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Phillips, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy.

Total 42

Nays: Barrett Debby, Fielder, Moore, Priest, Sales, Wittich, Mr. President.

Total 7

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 524 - Senator Buttrey moved **HB 524** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Olson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Webb, Mr. President.

Total 36

Nays: Barrett Debby, D. Brown, Fielder, Jergeson, Moore, Murphy, Sales, Stewart-Peregoy,

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Tropila, Walker, Wanzenried, Windy Boy, Wittich.

Total 13

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 78 - Senator Webb moved **HB 78** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Wittich, Mr. President.

Total 48

Nays: Windy Boy.

Total 1

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

HB 95 - Senator Blewett moved **HB 95** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.

Total 46

Nays: Boulanger, Moore, Wittich.

Total 3

Absent or not voting: None.

Total 0

Excused: Peterson.

Total 1

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HB 122 - Senator Jent moved **HB 122** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Phillips, Rosendale, Sesso, Sonju, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Webb, Windy Boy, Mr. President.
Total 39

Nays: Boulanger, Brenden, Fielder, Moore, Priest, Ripley, Sales, Taylor, Walker, Wittich.
Total 10

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

HB 448 - Senator D. Brown moved **HB 448** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

HB 461 - Senator Arthun moved **HB 461** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Ripley, Sesso, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Mr. President.
Total 39

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Nays: Boulanger, Priest, Rosendale, Sales, Sonju, Taylor, Vincent, Walker, Webb, Wittich.
Total 10

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

HB 552 - Senator Blewett moved **HB 552** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 47

Nays: Sales, Taylor.
Total 2

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

HB 97 - Senator Walker moved **HB 97** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 47

Nays: Tropila, Wanzenried.
Total 2

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

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Senator Wittich moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Essmann presiding. Chair T. Brown moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: Wanzenried.
Total 1

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

MOTIONS

Senator Facey moved to reconsider indefinite postponement of **HB 415**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Murphy, Phillips, Sesso, Tropila, Van Dyk, Vuckovich, Wanzenried.
Total 26

Nays: Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Lewis, Moore, Olson, Priest, Ripley, Rosendale, Sales, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 23

Absent or not voting: None.
Total 0

Excused: Peterson.
Total 1

Senator Facey moved that **HB 415** be placed on second reading at the President's convenience. Without objection, so ordered.

Senator Vuckovich moved to change his second-reading vote on **HB 61** from Yes to No.

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Without objection, so ordered. (Vote change reflected in journal for previous legislative day.)

Senator Dick Barrett moved to change his third-reading vote on **HB 30** from Yes to No. Without objection, so ordered.

Senator Sonju moved to change his second-reading vote on **HB 522** from No to Yes. Without objection, so ordered.

UNFINISHED BUSINESS

As provided in Senate rule S50-230, President Essmann re-referred the following Senate bills to committees for consideration of House amendments:

SB 215, sponsored by Senator Moore, to Agriculture, Livestock and Irrigation

SB 335, sponsored by Senator Hamlett, to Natural Resources

SPECIAL ORDERS OF THE DAY

Senator Taylor introduced the Pages for the week of April 8 through April 13, 2013:

Bryce Hugs, III, Pryor, sponsored by Senator Stewart-Peregoy
Callie Roberts, Hamilton, sponsored by Senator Boulanger
Dustin Romain, Chester, sponsored by Senator Jones
Marisa Sokoloski, Wibaux, sponsored by Senator Rosendale
Jessica Stenson, Wibaux, sponsored by Senator Rosendale
Kenji Swain, Helena, sponsored by Senator Caferro

SR 22 - Senator Arthun moved that the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 22**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

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Excused: Peterson.

Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Wittich rose on a point of personal privilege.

Majority Leader Wittich moved that the Senate adjourn until 1:00 p.m., Tuesday, April 9, 2013, the seventy-fourth legislative day. Motion carried.

Senate adjourned at 3:00 p.m.

MARILYN MILLER
Secretary of the Senate

JEFF ESSMANN
President of the Senate